

## *City of Naples*

**Naples City Council Meeting Agenda**  
**July 22, 2021 - 7:30 p.m.**  
1420 East 2850 South  
Naples, UT 84078

### Opening Ceremonies

1. Approval of Agenda
2. Approval of Minutes - June 24, 2021 Regular Council Meeting
3. Any Follow Up Matters from June 24, 2021
4. Approval of Bills
5. Approve Business License - DSG-Dawson Silcox Guiding 635 E 1750 S
6. Approve Business License - Patriot Marine 519 S 1500 E
7. Citizen Noise Complaint - Susan Nestler
8. "Kids for Kwak" Fundraiser Information - Sarah Gray
9. Purchase/Expenditure Approvals
  - Ammunition - Chief Cox
  - Police Vehicle Lights - Chief Cox
  - Out of State Travel Approval - Chief Cox
  - Surplus Vehicle Purchase - Mayor Baker
  - Video Promotion Ad - Mayor Baker
10. Approval to Hire Police Department - Chief Cox
11. Discussion to Adjust Naples City Wage Levels
12. Discussion Regarding Fire Inspection Charges
13. Update on 2000 East Road & Alignment - Ryan Cook
14. Other Matters/Future Council Matters
  - Selection Committee for Job Openings
  - State Auditor's Fraud Risk Assessment & Ethical Behavior Pledge Forms
15. Motion to Adjourn

In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this meeting should notify the Naples City offices at 789-9090, 1420 East 2850 South, Naples, UT 84078 at least 48 hours in advance of the meeting. Meetings are held at 1420 East 2850 South, Naples, UT.

The undersigned, duly appointed City Recorder, does hereby certify that the above agenda was faxed or emailed to the Vernal Express.

The agenda was also posted on the City's website [www.naplescityut.gov](http://www.naplescityut.gov), and on the State Public Meeting Notice website

<https://pmn.utah.gov>. Nikki W. Kay

# Naples City Council

## June 24, 2021

### Minutes

The regularly scheduled meeting of the Naples City Council was held June 24, 2021, 7:30 p.m., at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

Council members attending were Dean Baker, Robert Hall, Gordon Kitchen, Dennis Long, Dan Olsen and Kenneth Reynolds.

Others attending were Sarah Gray, Fernando Rivera, Luke Lassiter, Tiffany Lassiter, Brooks, Heidi Lundberg, and Joshua Bake.

Mayor Dean Baker welcomed everyone and called the meeting to order at 7:30 p.m. Mayor Baker opened the meeting with the pledge of allegiance. Councilman Dennis Long offered the invocation.

Mayor Baker asked for approval of the agenda. Joshua Bake stated he had one item under other matters. Robert Hall **moved** to approve the agenda. Dennis Long **seconded** the motion. The motion passed with all voting aye.

The minutes of the budget workshop meeting of June 7, 2021 were presented for approval. Dan Olsen **moved** to approve the minutes as presented. Dennis Long **seconded** the motion. The motion passed with all in attendance voting in the affirmative.

The minutes of the regular city council meeting of June 10, 2021 were presented for approval. Dan Olsen **moved** to approve the minutes. Kenneth Reynolds **seconded** the motion. The motion passed with all voting in the affirmative.

Mayor Baker asked if anyone had anything they wanted to follow up on from the previous meeting. Nothing was brought forward.

Heidi Lundberg presented the bills for payment in the amount of \$46,656.88. Dennis Long **moved** to approve payment of the bills in the amount of \$46,656.88. Kenneth Reynolds **seconded** the motion the motion passed with the

#### ***DATE, TIME & PLACE OF MEETING***

#### ***COUNCIL MEMBERS ATTENDING***

#### ***OTHERS ATTENDING***

#### ***OPENING CEREMONY***

#### ***AGENDA APPROVED***

#### ***MINUTES APPROVED***

#### ***FOLLOWUP ITEMS FROM PREVIOUS MEETING***

#### ***APPROVAL OF THE BILLS***

**DRAFT**

following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

A business license application was received for **JNR Transport** located at 1541 S 460 E. Joshua stated this is being brought back again for discussion. He said they went through the ordinance and there is nothing in the land use ordinance that prohibits larger trucks from being in residential zones, but there is a city ordinance that prohibits a truck or trailer or combination over 20 feet cannot be parked on the road. Councilman Kitchen said this person has a fifth wheel hotshot trailer parked on the road for more than three weeks in front of his house, we want to enforce that. He also has six different vehicles parked in the back plus his truck and 5 th wheel trailer, he expressed he does not think it is the intent of the city to have a trucking business in residential zones. There is a lot of traffic and vehicles parked there. It is a big concern of his. It is not a through subdivision. He does not feel comfortable approving this one. Mayor Baker said there are others that are doing this type of business. Mr. Bake said the issue is do we have anything to prohibit it, as it stands, we do not have grounds to reject it; there are conditions listed on the application. We can enforce the trailer on the road. If he has more than one truck parked there, we can enforce that as well and revoke his business license. Councilman Kitchen mentioned we can set conditions. Mayor Baker said there was a time when we did not allow them in an R1 zone. There is one parked at the Farm Subdivision that did not get a permit or anything. Mr. Bake said the council should consider when it is a business, or it is a personal vehicle; this one is a business. Councilman Reynolds asked if we could reject it. Mr. Bake said we cannot deny it arbitrarily. Councilman Kitchen asked if we could tighten up the conditions concerning the number of vehicles parked there. Mr. Bake mentioned we could tighten up the conditions if it fits in the home occupation permit; we need to be mindful of what precedent we are setting, there is a fine line we need to be careful. Councilman Kitchen said there are a lot of vehicles parked at that residence. Mr. Bake said we could limit the number of vehicles. Councilman Kitchen mentioned they would be considered personal

***BUSINESS LICENSE  
APPROVALS***

**DRAFT**

vehicles though. Mayor Baker said there are others that are parking a semi at their residence. We did approve one recently down on 2000 E. Councilman Kitchen asked about condition number 5 concerning neighbor complaints. Mr. Bake said if any complaint comes forth it needs to be addressed immediately. Mayor Baker said number 6, valid written unresolved complaints may result in the business license being revoke, should cover number 5. Councilman Hall said we cannot reject this, but the trailer on the road is a separate issue. Councilman Long suggested we change number 1 to trailers not just tractor trailers. Councilman Kitchen said we need to tighten up the conditions. Rob Hall **motioned** to approve the business license with the amendment of the conditions to follow our ordinance for no tractor trailers or other trailers for the business parked on the road and no other vehicles that are used for the business to be parked at the residence or on the city road. Dan Olsen **seconded**. The motioned passed with all voting in favor.

A business license for L & M Restaurants located at 1408 E Hwy 40 was presented for approval. Mr. Bake explained this is a food truck that is being associated with Grandpa Bones. The conditions are standard for our food trucks and recommended to approve with those conditions. Dennis Long **moved** to approve the license. Kenneth Reynolds **seconded** the motion. All voted in favor.

No one was present for the Junior Livestock report so Mayor Baker moved on.

Mr. Bake said this came before the planning commission a few months ago, they had a public hearing on February 18, 2021, it was approved with a unanimous vote. Currently in our land use ordinance for development, there are four options for improvement assurances: a bond, an escrow account, an irrevocable letter of credit, or property bond. In the Farm Subdivision they were able to put up some of their future lots as the bond to get the improvements done, which is an example why we want to remove this. It is becoming problematic because they have lots they want to sell, and it is tying it up for individuals wanting to buy lots. It has its place, but it has become problematic for the city. Planning Commission voted unanimous to remove property bonds as one of those options. Mayor Baker said we are covered with the other three options. Our biggest concern is not getting a piece of property developed correctly. Gordon asked if we remove it, would Ray have to come in and choose another

## ***UINTAH BASIN JUNIOR LIVESTOCK REPORT***

***APPROVE CHANGE TO  
LAND USE ORDINANCE  
CHAPTER 02-31-010  
REMOVING PROPERTY  
BONDS ORDINANCE 21-  
234***

**DRAFT**

option. Mr. Bake said no, he would be grandfathered in. Gordon **motions** to follow recommendation of planning commission. Mayor said if Ray wants to continue to develop that last phase and do property bonds after we take this off, it will be gone. He asked if Ray knows that. Councilman Kitchen said we should not do it around his needs. Dennis **seconded**. The motion passes with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Mr. Bake explained the rates overall stay the same, the city and employee contribution is changing but overall is staying the same. Robert Hall **moved** to approve the rates. Dan Olsen seconded the motion. The motion passed with a roll call vote as follows:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Mr. Bake explained we have to pass this every year to establish those salaries and is published and posted. We need do this before July 1<sup>st</sup>. Dennis Long made the **motion** to approve Ordinance 21-237 Kenneth Reynolds **seconded** the motion. The motion passed with the following roll call:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Mr. Bake said we got our final sales and highway tax, and we came in above projections on both. Sales tax came within \$16,000 of estimated and highway tax came within \$9,000. The final numbers amended to \$2,304,669; capital project roads amended to \$192,280; municipal building project amended to \$93,154; capital project park fund amended to \$10,000; and vitalization fund amended to \$51,654. Dan Olsen **moved** to approve Resolution 21-335. Robert Hall

***APPROVE URS FY  
2021/2022 RATES***

***APPROVE ORDINANCE 21-  
237 ESTABLISHING AND  
REAFFIRMING THE  
SALARIES OF ELECTED  
AND STATUTORY  
OFFICIALS***

***APPROVE RESOLUTION  
21-335 AMENDING FY  
2020/2021 BUDGETS***

**DRAFT**

**seconded** the motion. The motion passed as follows:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Mr. Bake said we are adopting the budget in the amount of \$2,451,666; debt service fund in the amount of \$142,225; asset acquisition in the amount of \$7,923; equipment replacement fund in the amount of \$15,000; capital project road fund in the amount of \$120,000; and municipal building project fund in the amount of \$10,000. Dennis Long **moved** to approve Resolution 21-336. Dan Olsen **seconded** the motion. The motion passed with the following roll call vote:

Robert Hall	Aye
Dan Olsen	Aye
Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Aye

Mayor said the Wasatch front is shutting down fireworks in any municipality. The league sent an email about banning fireworks and what it takes for us to ban fireworks in the city, the fire marshal must do it. The parks want to shut down all fireworks in all parks. Councilman Kitchen said the Rec District cannot do anything legally. Councilman Hall said he talked with the fire marshal, and he said there are cost benefits on both sides, as far as the fire chief and Jeremy Raymond are concerned, they would ask that we do not prohibit fireworks at the parks, but saying you only do fireworks at the parks otherwise everyone will be doing them in their homes. Councilman Long mentioned there was an article in the newspaper saying no fireworks at the parks. It was mentioned the fire marshal is the only one that can do that. Councilman Kitchen explained the Rec District's concern is when you prohibit fireworks at homes everyone goes to the park with fireworks going every direction. Councilman Long asked if the county Rec District can shut down our park to fireworks. Councilman Hall said legally they cannot do that. Both sides have a point that makes sense. Mayor Baker mentioned the cleanup is another concern. Councilman Kitchen said that is not a problem, they have a tournament that goes and cleans up, the biggest concern is safety. Mayor Baker asked if we were to ban fireworks, do we want

***APPROVE RESOLUTION  
21-336 ADOPTING FY  
2021/2022 BUDGETS***

***DISCUSSION ON  
FIREWORKS***

**DRAFT**

**DRAFT**

to do our 24<sup>th</sup> of July fireworks? Councilman Kitchen said the 4<sup>th</sup> of July fireworks are still going on; they are just trying to stop all the amateurs. Mayor Baker said we should be justified in doing them. Councilman Olsen said we will follow Jeremy Raymond's orders.

Mr. Bake said the city has a computer replacement program which was set up on a 3-year cycle but IRS 945 chapter 4 it says five years. The request is Josh's computer is over 6 1/2 years, requesting the council to surplus to Josh when he leaves; all data is backed up. Requesting surplus Heidi's iPad at \$120 value. Councilman Kitchen has no problem with surplus, he has a problem with perception. When we surplus other equipment do we advertise or are we required to advertise and put into bid so we don't have a perception. Councilman Hall said we have a policy, and just go according to that. Robert Hall **moved** to surplus the items if it meets our city policy and how we surplus it. Gordon Kitchen **seconded**. The motion passed with all voting aye.

Mr. Bake mentioned for our July 24<sup>th</sup> celebration Wet and Wild Rentals is doing a big event, making a holly days type of event at Naples City on July 24<sup>th</sup>. He wants to do it all for free in conjunction with the fireworks; he will have insurance. Mayor Baker stated if we are covered that way with insurance, he does not have a problem with it. Councilman Kitchen asked if we could shoot a memo to the Rec District asking the splash park be made available and open.

Discussion to cancel July 8<sup>th</sup> meeting: Mayor said Nikki might not be back and he wants to go to the rodeo. Robert Hall **moved** to cancel the July 8<sup>th</sup> meeting. Dennis Long **seconded** the motion. The motioned passed with all voting aye.

With no other business before the Council, Dennis Long **moved** to adjourn the meeting. Dan Olsen **seconded** the motion. The meeting was adjourned by all voting in favor of the motion.

APPROVED BY COUNCIL ON THE 22<sup>nd</sup> DAY OF JULY 2021

BY: \_\_\_\_\_ ATTEST: \_\_\_\_\_

***APPROVE GENERAL  
SURPLUS OF ITEMS***

***OTHER MATTERS -  
FUTURE COUNCIL  
MATTERS***

***MOTION TO ADJOURN***

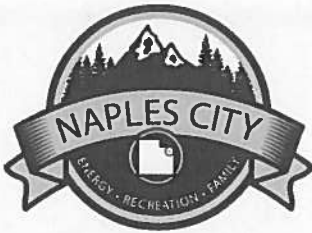
## Report Criteria:

Invoices with totals above \$0.00 included.

Only unpaid invoices included.

GL Acct No	Vendor	Vendor Name	Description	Invoice Number	Invoice Date	Invoice Amount
10-22250 WORKMENS COMPE	1084	Utah Local Gov't Ins. Trust	Workers Comp	1592155	07/13/2021	711.15
10-22500 HEALTH INSURANCE	740	Public Employees Health Prog	Health & Dental Insurance	123458398	07/20/2021	17,472.52
10-22500 HEALTH INSURANCE	1084	Utah Local Gov't Ins. Trust	Health Insurance Premium	1592154	07/13/2021	200.03
Total :						18,383.70
40-40-265 CHIP SEALS	214	Civco Engineering, Inc.	Chip Seals	2021326	07/01/2021	400.00
40-40-265 CHIP SEALS	214	Civco Engineering, Inc.	Chip Seals	2021327	07/01/2021	200.00
Total EXPENDITURES:						600.00
10-45-210 BOOKS, SUBSCRIPTI	433	IIMC	Annual membership dues	433-2022	07/06/2021	175.00
Total RECORDER:						175.00
10-50-271 UTILITIES - CITY HAL	1107	Utah Department of Technology	Email accounts	2112R1830000	06/30/2021	116.82
10-50-271 UTILITIES - CITY HAL	1168	West End Cleaners, Inc.	Traffic rug for offices	52372	07/01/2021	99.00
Total GENERAL GOVERNMENT BUILDINGS:						215.82
10-54-334 K-9 EXPENSES & EQ	675	Oquirrhberg Kennels	Training	1333	07/02/2021	300.00
Total POLICE DEPARTMENT:						300.00
10-59-210 CHAMBER MEMBER	196	Chamber of Commerce-Vernal	MOU Agreement	7134	07/13/2021	3,750.00
10-59-223 PUBLIC RELATIONS	63	Automated Business Equipment	Banners	14874	07/13/2021	42.00
10-59-224 COMMUNITY EVENT	573	Maverick Contractors	ADA Ramp at Park	1888	07/15/2021	3,800.00
Total EDUCATION & PROMOTION:						7,592.00
Grand Totals:						27,266.52





Item No. \_\_\_\_\_

<b>MEMO TO:</b> <i>City Council, City Manager</i> <b>FROM:</b> <i>Dale Peterson</i>  Building Official		<b>Subject:</b> Business License for:  DSG Dawson Silcot Guiding 635 East 1750 South Naples, Utah 84078	
<b>Recommendation:</b>  Approve the Business License for.  DSG (Dawson Silcot Guiding) 635 E 1750 S Naples, Utah 84078 To guide big game hunts in Utah for Mossback Outfitters.		<b>Date:</b> July 19, 2021	
		Zone: RA-1 Residential Agricultural	
		<b>02-22-002 USE REQUIREMENTS</b> Permitted Uses: #9 Home Occupation, in accordance with Chapter 13 of this ordinance.	
<p>Dawson Scott is contracted by Mossback Guides and Outfitters to guide big game hunts in Utah.</p> <p>Mossback Outfitters require him to have the following items.</p> <ol style="list-style-type: none"><li>1. A Utah guide License.</li><li>2. First Aid and Cpr. Certification.</li><li>3. City Business License.</li><li>4. Worker's Comp. Coverage Waiver.</li></ol> <p>Dawson cannot get a Worker's Comp. Waiver until he has the city business license.</p>			
<b>Attachments:</b> <ul style="list-style-type: none"><li>• Pictures</li></ul>			



Item No. \_\_\_\_\_

**MEMO TO:** City Council, City Manager  
**FROM:** Dale Peterson

Building Official

**Subject:** Business License for:

Patriot Marine  
519 South 1500 East  
Naples, Utah 84078

**Recommendation:**

*Approve the Business License for.*

*Patriot Marine  
519 South 1500 East  
Naples, Utah 84078*

*Owner: Angela Prion  
3204 West 500 South  
Vernal, Utah 84078*

*To operate a boat repair and detail business at the  
519 South 1500 East, Naples.*

**Date:**

July 14, 2021

**Zone: I-1 Industrial**

**02-28 Industrial zone I-1**

**02-28-005 Special Provisions**

Any use listed as a permitted use in the C or C-1 commercial zones, shall be a permitted use in the I-1 industrial zone.

**02-26 Commercial Zone C**

**02-26-004 Permitted Uses**

- Boat sales and service

**Conditions:**

Has been inspected by building and fire.

Has obtained State sales tax number.

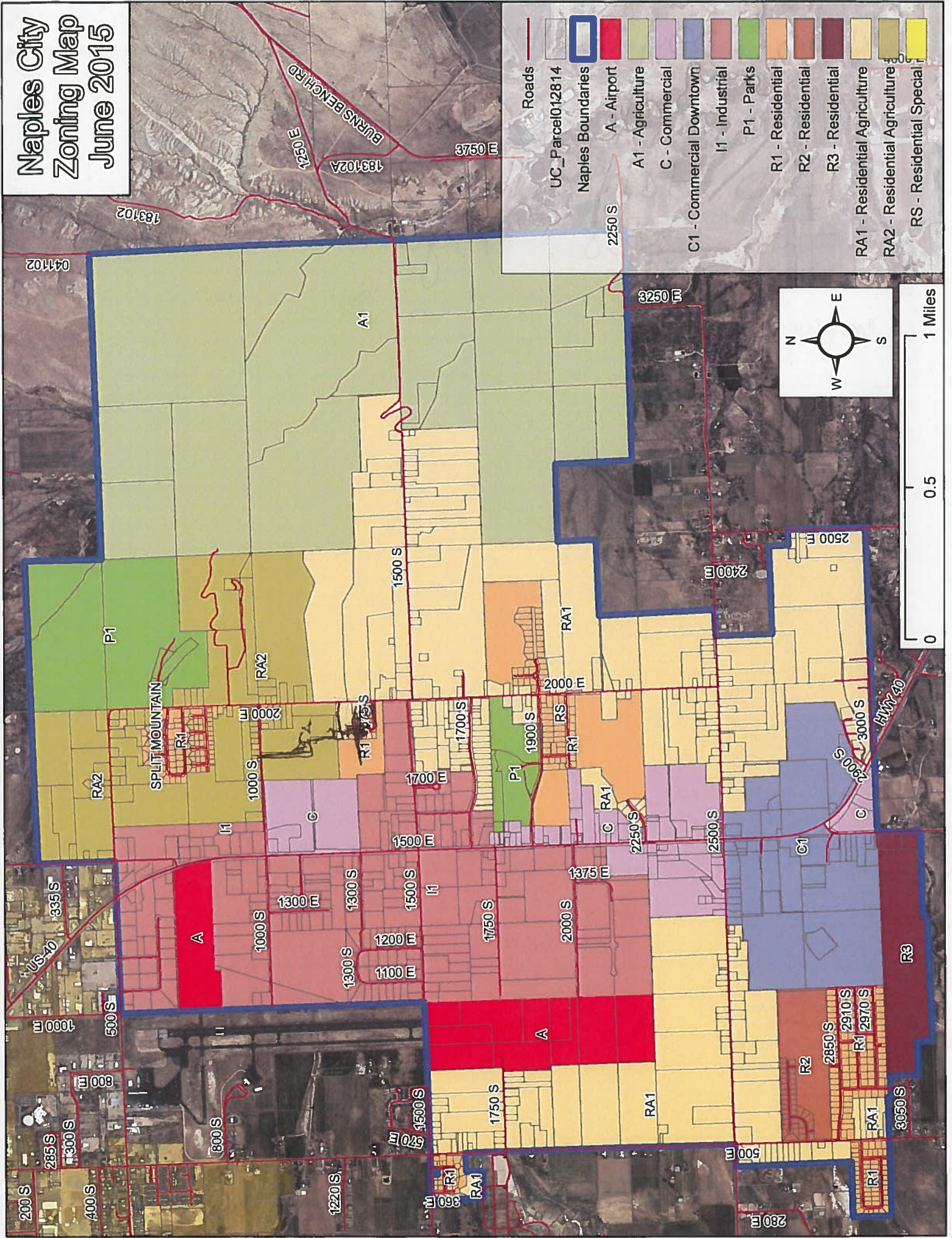
**Attachments:**

- Pictures

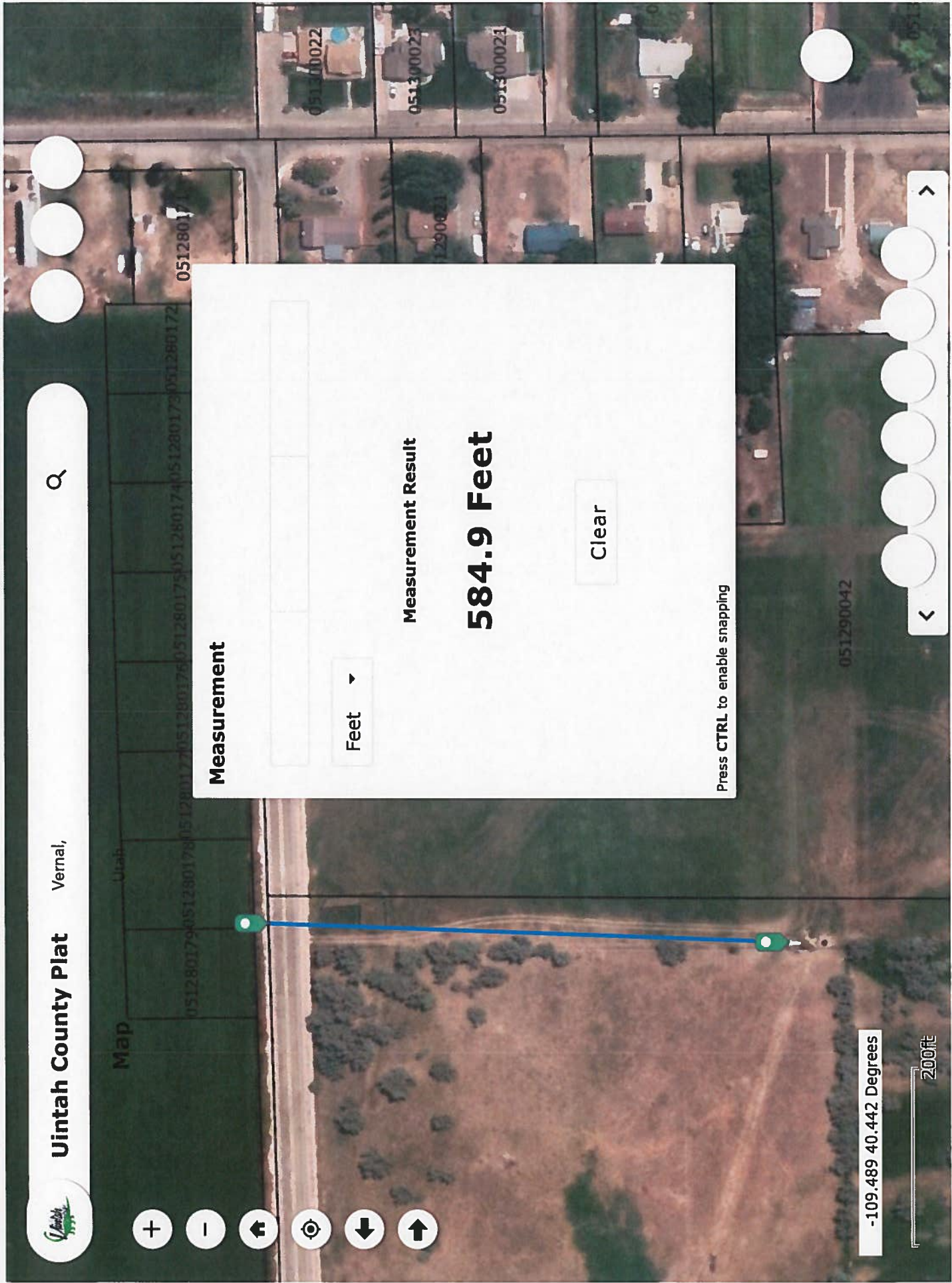




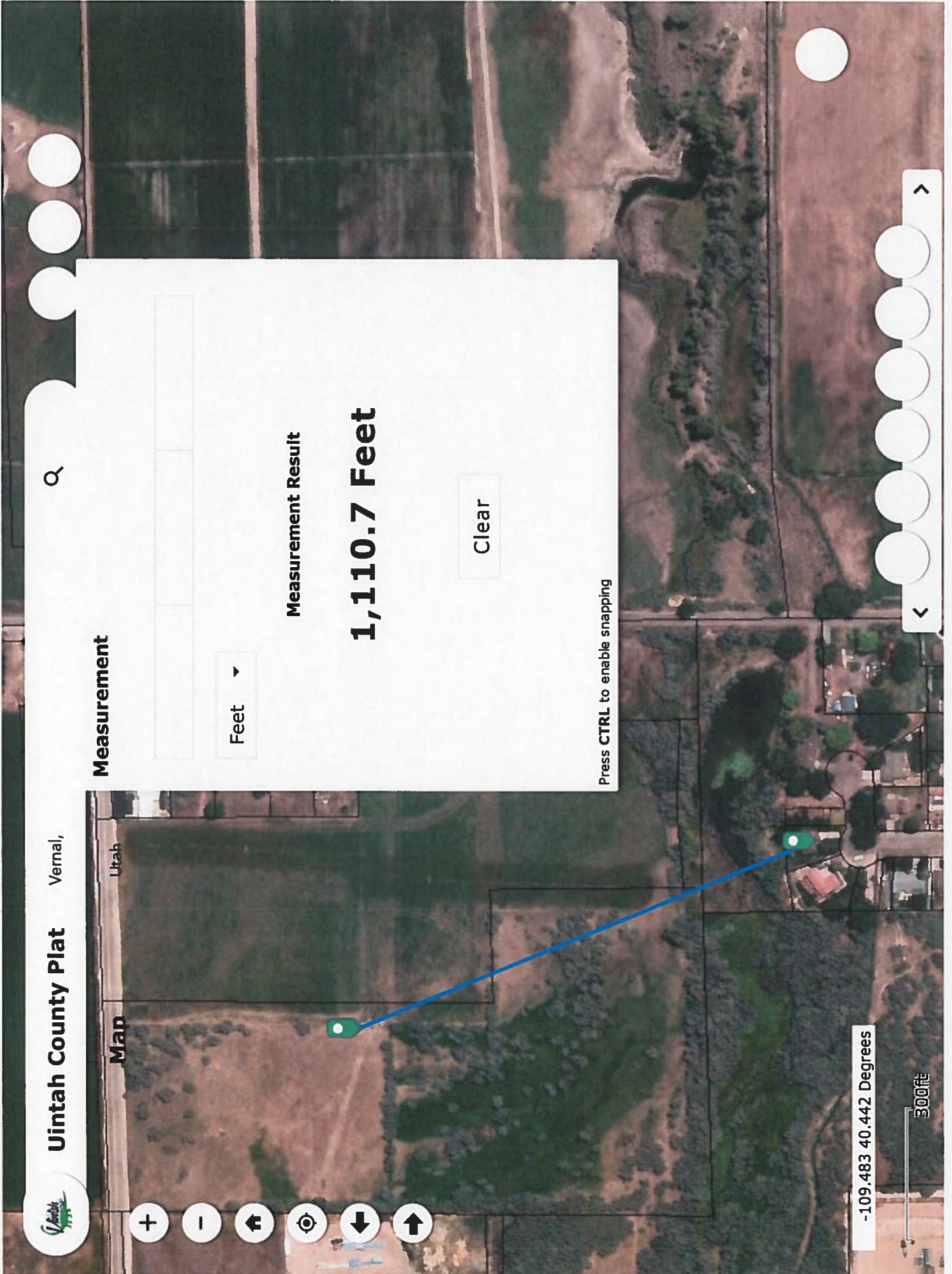
# Naples City Zoning Map June 2015













Dr. Daniel Kwak, a beloved pediatrician at Dinosaurland Pediatric, suffered several catastrophic strokes due to complications from COVID-19, leaving him blind and paralyzed on his left side. He spent 127 days receiving intensive rehabilitative care, and has finally returned home. However, he still needs ongoing supervision and care. Join us in showing our appreciation and support for Dr. Kwak.



**JULY**  
**COLTON PARK**  
**4pm - 8pm**

# **FAMILY FUN!**

**Entertainment**

**Games**

**Food**

**Silent Auction**

**Raffle**

**Tickets: 6 for \$5**

# **PRIZES!**

**3-Month Family Pass to Raptorland**

**Airplane Ride for 2**

**Guided Fishing Trip**

**Bicycle**



# Ashley Valley Water and Sewer Improvement District

609 W. Main, P.O. Box 967 Vernal Utah 84078  
435-789-9400-Fax 435-789-5754

Ryan Goodrich~rgoodrich@avwsid.com

July 6, 2021

Mayor Baker,

Ashley Valley Water and Sewer Improvement District, (AVWSID) has a vehicle rotation program that allows for the district to replace vehicles on an annual basis.

Due to the nature of the program, AVWSID is able to trade-in or sell surplus vehicles for a pre-negotiated price, which removes the hassles of trying to surplus vehicles via a bid type system.

This year the district has several 2020 ½ Chevrolet Silverado vehicles that will be either traded in or sold at trade-in value. I understand that Naples City is interested in acquiring two (2) of these vehicles for their fleet.

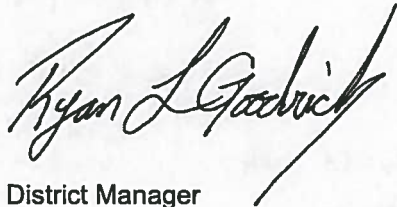
The two 2020 Chevrolet Silverado 1500 trucks are described below.

Year	Make & Model	Miles	VIN	Price
2020	Chevrolet Silverado 1500 Crew Cab 4x4	9,8xx	3GCUYDED3LG34766 0	\$33,047.00
2020	Chevrolet Silverado 1500 Crew Cab 4x4	9,4xx	3GCUYDED9LG34858 5	\$33,047.00

If Naples City is interested in pursuing the purchase of these vehicles, please let me know within the next week so that I can begin preparing the needed documentation.

Thank you for reaching out to me and for what you do for the community.

Ryan L. Goodrich



District Manager





## ESTIMATE

Name Mayor Dean Baker  
Business Naples City  
Address 1420 E. 2850 S.  
City Naples City, UT

Phone: 435-789-9090

Date 7/16/2021

### JOB DESCRIPTION

Summer Fun Event scheduled July 24th, 2021 throughout the day will include food trucks, family games, bounce houses, fireworks, etc...

### ITEMIZED ESTIMATION

ITEM DESCRIPTION	QTY	RATE	ITEM TOTAL
Capture video of event for future promo videos and Create approx. 2 minute highlight reel of event	14	100	\$ 1,400.00
Includes estimated 3 hours videography on site (3-hour block 7-10 pm)			\$ -
Includes creative editing for 2 minute highlight reel and creation/organization of archive footage			\$ -
			\$ -
			\$ -
TOTAL ESTIMATED PROJECT COST			\$ 1,400.00

This is an estimate only, not a contract. This estimate is for completing the job described above, based on our evaluation. It does not include unforeseen price increases or additional labor and materials which may be required should problems arise.

Matt Foley

PREPARED BY

APPROVED BY



2276 W Hwy 40 Vernal



435-781-1902



www.v6.media



info@v6.media

July 5, 2021

Dear Naples City Council Members,


Thank you so much for your support to the Uintah Basin Jr. Livestock Show (UBJLS) this past month. The show itself was a tremendous success, and that would not be possible without the continued generosity of sponsors like you.

I apologize for not attending the meeting to thank you in person. This week our family is traveling to yet another livestock show. Like our UBJLS show, the Southeastern Utah Junior Livestock Show in Ferron, Utah is open to all 4-H and FFA youth within the state of Utah. This makes for a great show with many of the same competitors who traveled to Vernal also competing there. The livestock show community is like a family. It is fun to see many of the same families at each of the six open state shows. My son is fortunate to have made friends from all across the state of Utah.

As a committee, we hope to improve the show each year. This year we added breeding animal classes to help promote the long-term aspect of raising and showing livestock. This added several additional classes and extended our show schedule into the evenings. However, it was a great success and those who participated really enjoyed the competition and prizes. This year's judge even complimented all of the youth on the tremendous quality of livestock in Utah.

I hope that we can count on your continued support for the 2022 Uintah Basin Jr. Livestock Show. As I said previously without your generosity we could host such a wonderful show with so many wonderful prizes.

Yours Truly,



Cindy Birchell

UBJLS Committee Member

CITY OF NAPLES



## Ethical Behavior Pledge Form

### Annual Ethics Pledge

The following pledge is required to be made annually by all officers and employees of Naples City:

I, \_\_\_\_\_ am the duly elected/appointed  
\_\_\_\_\_ of Naples City.

I pledge to adhere to the code of ethics as approved by the Naples City Council. These topics include, but are not limited to: improper use of official position, accepting gifts or loans, disclosing privileged information, retaining a financial or beneficial interest in a transaction, nepotism, misuse of public resources or property, outside employment, political activity, fair and equal treatment, and conduct after leaving office or employment. Additionally, I pledge to disclose all conflicts of interest on the conflict of interest disclosure form. I understand that state statute and Naples City policy [ordinance] provide for penalties for violation of specific unethical behavior. Signing this document verifies that I have been provided time to read applicable statutes and ordinances, as well as the Naples City code of ethics.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ [year]

By: \_\_\_\_\_

Title/Office: \_\_\_\_\_

SWORN TO AND SUBSCRIBED BY ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ [year]

NOTARY PUBLIC